

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Ronald A. McCord,

Plaintiff,

v.

Civil No. 08-2006 (JNE/FLN)  
ORDER

State of Minnesota,

Defendant.

This case is before the Court on a Report and Recommendation issued by the Honorable Franklin L. Noel, United States Magistrate Judge, on June 12, 2008. The magistrate judge recommended that Plaintiff's motion to for leave to proceed *in forma pauperis* and Plaintiff's Motion for Injunction be denied. The magistrate judge further recommended that the action be summarily dismissed pursuant to 28 U.S.C. § 1915A(b) (2000); that Plaintiff be required to pay the unpaid balance of the Court filing fee in accordance with 28 U.S.C. § 1915(b)(2) (2000); and that, for purposes of 28 U.S.C. § 1915(g) (2000), the action be dismissed on the grounds that it is frivolous, malicious, or fails to state a claim on which relief may be granted. Plaintiff objected to the Report and Recommendation. The Court has conducted a de novo review of the record. *See* D. Minn. LR 72.2(b). Based on that review, the Court adopts the Report and Recommendation.

Therefore, IT IS ORDERED THAT:

1. Plaintiff's motion to for leave to proceed *in forma pauperis* [Docket No. 2] is DENIED.
2. Plaintiff's Motion for Injunction [Docket No. 4] is DENIED.
3. This action is SUMMARILY DISMISSED pursuant to 28 U.S.C. § 1915A(b).
4. Plaintiff shall pay the unpaid balance of the Court filing fee, namely the full \$350.00, in accordance with 28 U.S.C. § 1915(b)(2).

5. For purposes of 28 U.S.C. § 1915(g), this action is dismissed on the grounds that it is frivolous, malicious, or fails to state a claim on which relief may be granted.

LET JUDMENT BE ENTERED ACCORDINGLY.

Dated: July 15, 2008

s/ Joan N. Ericksen  
JOAN N. ERICKSEN  
United States District Judge